

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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PAUL D. CEGLIA,

Civil Action No. : 1:10-cv-00569-RJA

Plaintiff,

v.

MARK ELLIOT ZUCKERBERG, Individually, and  
FACEBOOK, INC.

**NOTICE OF MOTION FOR  
ORDER PROHIBITING  
DEFENDANTS FROM  
RELIANCE ON ARGUMENT  
THAT EMAIL EXCHANGES  
BETWEEN CEGLIA AND  
ZUCKERBERG ARE FRAUDS**

Defendants.

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PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, Mr. Ceglia will move this Court, at a date and time to be set by the Court, for an order:

1. Prohibiting Defendants from reliance on any argument in any dispositive motion filed before or at the end of Expedited Discovery that email exchanges between Ceglia and Zuckerberg referenced in any complaint are frauds.
2. Permitting Ceglia to retain his own computer forensics expert to fully examine the complete email record of Defendant Zuckerberg including records sealed in other lawsuits in which Defendant Zuckerberg or Facebook, Inc. was or is a party.

Pursuant to Local Civil Rule of Procedure 7 of this Court, Plaintiff requests an oral argument and states his intention to file and serve a reply to Defendants' response to this motion.

Respectfully submitted,

/s/Dean Boland

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